

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

MAXWELL KADEL, *et al.*,

Plaintiffs,

v.

DALE FOLWELL, in his official capacity as
State Treasurer of North Carolina, *et al.*,

Defendants.

Case No. 1:19-cv-00272-LCB-LPA

**PLAINTIFFS' MOTION *IN LIMINE* #1,
TO EXCLUDE THE TESTIMONY OF WAYNE GOODWIN**

Pursuant to Federal Rule of Evidence 702, and for reasons set forth in the accompanying memorandum of law, Plaintiffs respectfully move this Court to exclude the expert testimony of Mr. George Wayne Goodwin, an expert originally retained by the now-settled University Defendants, and whose opinions were subsequently adopted by the North Carolina Department of Public Safety ("NCDPS"). On February 2, 2022, Plaintiffs filed *Daubert* motions related to Defendants' experts Drs. Hruz (ECF No. 204), Levine (ECF No. 212), McHugh (ECF No. 206), Lappert (ECF No. 208), and Robie (ECF No. 202). At that time, Plaintiffs did not seek to exclude Mr. Goodwin, since it was unclear whether any Defendant would call Mr. Goodwin at trial. Based on NCDPS's Pre-Trial Disclosure, Plaintiffs now move to exclude Mr. Goodwin for the reasons set forth in their motion and memorandum, and renew their previously-filed *Daubert* motions. A supporting memorandum of law is filed contemporaneously herewith.

Dated: June 10, 2022

/s/ Amy E. Richardson

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Respectfully submitted,

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* Appearing by special appearance pursuant to L.R. 83.1(d).

CERTIFICATE OF SERVICE

I hereby certify that the foregoing document was filed electronically with the Clerk of Court using the CM/ECF system, which will send notification of such filing to all registered users.

Dated: June 10, 2022

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